

**REGIONAL CONDITIONS FOR NATIONWIDE PERMITS (FEDERAL REGISTER OF 9 MAR 2000)**  
**JACKSONVILLE DISTRICT**

NWP	TITLE	REGIONAL CONDITIONS
3	Maintenance	<ol style="list-style-type: none"> <li>1) Not applicable if the structure is within 100-feet from the near edge of a Federal channel in the Jacksonville District (peninsular Florida, Commonwealth of Puerto Rico and the U.S. Virgin Islands).</li> <li>2) Any structure replaced or repaired, or shoreline contours restored following storm events is subject to full compliance with the terms of: authorization the Secretary of the Department Natural and Environmental Resources to use sovereignty submerged lands for work in Puerto Rico; or emergency orders issued by the Governor of Florida or the Secretary of the Department of Environmental Protection for work in Florida, prior to performing the work.</li> <li>3) Corps-only PCN required prior to start of any work in the Coastal Zone of the Commonwealth of Puerto Rico and in the Florida Keys. PCN must include plans and/or drawings, detail description of work to be performed and description of all waters of the United States impacted by the project.</li> <li>4) Excluded in La Parguera Area, Puerto Rico.</li> <li>5) With the exception of structures owned and operated by the Puerto Rico Department of Natural and Environmental Resources, this Nationwide is excluded in the following areas of the Commonwealth of Puerto Rico <sup>1</sup></li> <li>6) Excluded in the following areas of the U.S. Virgin Islands <sup>2</sup></li> <li>7) In Florida, projects qualifying for this NWP must be individually reviewed by the State of Florida and receive Water Quality Certifications (WQC) and Coastal Zone Consistency Concurrence (CZCC) or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> <li>8) In Florida, not applicable to maintenance activities located seaward of the coastal construction control line and along ocean inlet shorelines.</li> <li>9) Not applicable if the structure is within 100-feet from the near edge of the Gulf Intracoastal Waterway and 75-feet from the near edge of all other Federal channel projects in the Mobile District (northwest Florida).</li> </ol>
7	Outfall Structures and Maintenance	<ol style="list-style-type: none"> <li>1) In the Commonwealth of Puerto Rico, projects qualifying for this NWP must provide copy of the NPDES, or waiver with the PCN.</li> <li>2) In the Commonwealth of Puerto Rico, this NWP is excluded for areas with coral reefs, forested wetlands, and submerged aquatic or tidal vegetation.</li> <li>3) In Florida, excluded from areas with submerged aquatic or tidal vegetation.</li> <li>4) Excluded in the U.S. Virgin Islands.</li> <li>5) In Florida, projects qualifying for this NWP must be individually reviewed by the State of Florida and receive (WQC) and (CZCC) or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> </ol>

12	Utility Activities	<ol style="list-style-type: none"> <li>1) Excluded in areas with submerged aquatic or tidal vegetation.</li> <li>2) Corps-only PCN for water intakes in the Commonwealth of Puerto Rico. The PCN must include a description of all waters of the United States impacted by the project and a delineation of the special aquatic site including wetlands.</li> <li>3) In the Commonwealth of Puerto Rico, this NWP is excluded for areas with forested wetlands, and coral reefs.</li> <li>4) Excluded in the U.S. Virgin Islands.</li> <li>5) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> <li>6) Exclude excavation, backfilling or bedding for utility lines occurring on tribal lands or in tribal waters without prior written approval from the Seminole Tribe of Florida.</li> </ol>
14	Linear Transportation Crossings	<ol style="list-style-type: none"> <li>1) Excluded in the U.S. Virgin Islands.</li> <li>2) Excluded in areas with forested wetlands in the Commonwealth of Puerto Rico.</li> <li>3) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> <li>4) Excluded in the Belle Meade area of Florida bounded by I-75 to the south and Golden Gate canal to the west</li> </ol>
27	Stream and Wetland Restoration Activities	<ol style="list-style-type: none"> <li>1) Corps-only PCN for all activities in the Commonwealth of Puerto Rico. The PCN must include plans and drawings, a description of all waters of the United States impacted by the project and delineation of the special aquatic site including wetlands.</li> <li>2) Excluded in the U.S. Virgin Islands.</li> <li>3) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> </ol>
39	Residential, Commercial and Institutional Developments	<ol style="list-style-type: none"> <li>1) Excluded in the Commonwealth of Puerto Rico and the U.S. Virgin Islands.</li> <li>2) Fill in wetlands contiguous to tidal waters or flowing channelized streams must be at least 200 feet landward of the high tide line or ordinary high water line;</li> <li>3) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> <li>4) Excluded in the Belle Meade area bounded by I-75 to the south and Golden Gate Canal to the west.</li> <li>5) Excluded for projects south of CSX Railroad at Garcon Point, Santa Rosa County.</li> <li>6) Excluded in wetlands of the Gulf Breeze Peninsula from Gulf Islands National Seashore to Hurlburt Field.</li> <li>7) Excluded in wetlands of southwest Escambia County. south of Nine Mile Road and west of I-110.</li> <li>8) Excluded in wetlands south of S.R. 20, and wetlands north of S.R. 20 east of Hwy. 81 in Walton County.</li> </ol>

	Residential, Commercial and Institutional Developments (continued)	<p>9) Excluded in wetlands of Bay County, from 15<sup>th</sup> Street North to North Bay Bridge, and from Highway 2327 west to Hathaway Bridge.</p> <p>10) Excluded in the following waters of the St. Johns River Water Management District:</p> <p>(a) Wekiva Basin: The Wekiva River, Little Wekiva River north of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Creek or Seminole Creek, including the wetlands abutting these waterways, all in Orange, Seminole and Lake Counties.</p> <p>(b) Econlockhatchee Basin: The Econlockhatchee River, Little Econlockhatchee River north of University Boulevard, Mills Creek, Silcox Branch, Mills Branch, Long Branch, Hart Branch, Cowpen Branch, Green Branch, Turkey Creek, Little Creek and Fourmile Creek, including all of the wetlands contiguous to these waterways, all in Osceola, Orange and Seminole Counties.</p> <p>(c) Tomoka River/Spruce Creek: The Tomoka River, Little Tomoka River, Spruce Creek, and Priest Branch, including wetlands abutting these waterways, all in Volusia and Flagler Counties.</p> <p>11) Corps-only PCN in wetlands adjacent to Deerpoint Lake and its tributaries, Bay County.</p> <p>12) Corps-only PCN for projects in wetlands within the Panama City and Lynn Haven city limits.</p>
40	Agricultural Activities	<p>1) Not applicable in the following areas of the Commonwealth of Puerto Rico <sup>1</sup></p> <p>2) Excluded in the U.S. Virgin Islands.</p> <p>3) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</p>
41	Reshaping Existing Drainage Ditches	<p>1) Corps-only PCN required prior to the start of any activity. In the Commonwealth of Puerto Rico, the PCN must contain plans and drawings, a description of all waters of the United States impacted by the project, delineation of the special aquatic site including wetlands; in Florida, the PCN shall include a sediment and erosion control plan.</p> <p>2) No change in the rate or volume of water discharged from the site from pre-construction conditions is authorized.</p> <p>3) With the Exception of areas own and managed by the Puerto Rico Department of Natural and Environmental Resources this nationwide is excluded in the following areas of Puerto Rico <sup>1</sup></p> <p>4) Excluded in the U.S. Virgin Islands.</p> <p>5) Excluded in areas of Florida designated as critical resource waters <sup>3</sup>.</p> <p>6) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</p> <p>7) Excluded in the Belle Meade area bounded by I-75 to the south and Golden Gate canal to the west.</p> <p>8) Excluded in the following waters of the St. Johns River Water Management District:</p> <p>(a) Wekiva Basin: The Wekiva River, Little Wekiva River north of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Creek or Seminole Creek, including the wetlands abutting these waterways, all in Orange, Seminole and Lake Counties.</p> <p>(b) Econlockhatchee Basin: The Econlockhatchee River, Little Econlockhatchee River north of University</p>

	Reshaping Existing Drainage Ditches (continued)	<p>Boulevard, Mills Creek, Silcox Branch, Mills Branch, Long Branch, Hart Branch, Cowpen Branch, Green Branch, Turkey Creek, Little Creek and Fourmile Creek, including all of the wetlands contiguous to these waterways, all in Osceola, Orange and Seminole Counties.</p> <p>(c) Tomoka River/Spruce Creek: The Tomoka River, Little Tomoka River, Spruce Creek, and Priest Branch, including wetlands abutting these waterways, all in Volusia and Flagler Counties.</p>
42	Recreational Facilities	<ol style="list-style-type: none"> <li>1) Excluded in the Commonwealth of Puerto Rico.</li> <li>2) Excluded in the U.S. Virgin Islands.</li> <li>3) Projects qualifying for this NWP must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> <li>4) Auditoriums, parking areas, and other buildings and impervious pavement/parking/roadway surfaces of greater than 4,000 square feet, and golf courses of any size are specifically not authorized in Florida.</li> <li>5) Excluded in wetlands of Garcon Point, south of the CSX railroad in Santa Rosa County.</li> <li>6) Excluded in wetlands of southwest Escambia County. south of Nine Mile Road and west of I-110.</li> <li>7) Excluded in wetlands south of S.R. 20, and wetlands north of S.R. 20 east of Hwy. 81 in Walton County.</li> <li>8) Excluded in wetlands of Bay County, from 15<sup>th</sup> Street North to North Bay Bridge, and from Highway 2327 west to Hathaway Bridge.</li> <li>9) Excluded in wetlands of the Gulf Breeze peninsula from Gulf Islands National Seashore eastward to Hurlburt Field.</li> <li>10) Excluded in the following waters of the St. Johns River Water Management District: <ol style="list-style-type: none"> <li>(a) Wekiva Basin: The Wekiva River, Little Wekiva River north of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Creek or Seminole Creek, including the wetlands abutting these waterways, all in Orange, Seminole and Lake Counties.</li> <li>(b) Econlockhatchee Basin: The Econlockhatchee River, Little Econlockhatchee River north of University Boulevard, Mills Creek, Silcox Branch, Mills Branch, Long Branch, Hart Branch, Cowpen Branch, Green Branch, Turkey Creek, Little Creek and Fourmile Creek, including all of the wetlands contiguous to these waterways, all in Osceola, Orange and Seminole Counties.</li> <li>(c) Tomoka River/Spruce Creek: The Tomoka River, Little Tomoka River, Spruce Creek, and Priest Branch, including wetlands abutting these waterways, all in Volusia and Flagler Counties.</li> </ol> </li> </ol>
43	Stormwater Management Facilities	<ol style="list-style-type: none"> <li>1) Not applicable in the following areas of Puerto Rico<sup>1</sup></li> <li>2) Corps only PCN for all projects located in Puerto Rico. Information submitted must include a description of all Waters of the United States impacted by the project, delineation of the special aquatic site including wetlands.</li> <li>3) Excluded in the U.S. Virgin Islands.</li> <li>4) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</li> <li>5) Excluded in Belle Meade area bounded by I-75 to the south and Golden Gate Canal to the west.</li> </ol>

	Stormwater Management Facilities (continued)	<p>6) Excluded in the following waters of the St. Johns River Water Management District:</p> <p>(a) Wekiva Basin: The Wekiva River, Little Wekiva River north of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Creek or Seminole Creek, including the wetlands abutting these waterways, all in Orange, Seminole and Lake Counties.</p> <p>(b) Econlockhatchee Basin: The Econlockhatchee River, Little Econlockhatchee River north of University Boulevard, Mills Creek, Silcox Branch, Mills Branch, Long Branch, Hart Branch, Cowpen Branch, Green Branch, Turkey Creek, Little Creek and Fourmile Creek, including all of the wetlands contiguous to these waterways, all in Osceola, Orange and Seminole Counties.</p> <p>(c) Tomoka River/Spruce Creek :The Tomoka River, Little Tomoka River, Spruce Creek, and Priest Branch, including wetlands abutting these waterways, all in Volusia and Flagler Counties.</p> <p>7) Corps-only PCN in wetlands adjacent to Deerpoint Lake and its tributaries, Bay County.</p>
44	Mining Activities	<p>1) Excluded in the Commonwealth of Puerto Rico.</p> <p>2) Excluded in the U.S. Virgin Islands.</p> <p>3) Projects qualifying for this NWP in Florida must be individually reviewed by the State of Florida and receive WQC and CZCC consistency or waiver thereto, as well as any authorizations required for the use of sovereignty submerged lands that must be obtained as part of the associated WQC or CZCC.</p> <p>4) Excluded in the following waters of the St. Johns River Water Management District:</p> <p>(a) Wekiva Basin: The Wekiva River, Little Wekiva River north of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Creek or Seminole Creek, including the wetlands abutting these waterways, all in Orange, Seminole and Lake Counties.</p> <p>(b) Econlockhatchee Basin: The Econlockhatchee River, Little Econlockhatchee River north of University Boulevard, Mills Creek, Silcox Branch, Mills Branch, Long Branch, Hart Branch, Cowpen Branch, Green Branch, Turkey Creek, Little Creek and Fourmile Creek, including all of the wetlands contiguous to these waterways, all in Osceola, Orange and Seminole Counties.</p> <p>(c) Tomoka River/Spruce Creek:The Tomoka River, Little Tomoka River, Spruce Creek, and Priest Branch, including wetlands abutting these waterways, all in Volusia and Flagler Counties.</p> <p>5) Excluded in the Belle Meade area bounded by I-75 to the south and Golden Gate Canal to the west.</p> <p>6) Excluded in Franklin, Jefferson and Wakulla Counties.</p> <p>7) Excluded in the Corkscrew Marsh Basin, south of S.R. 82, east of I-75 in Collier and Lee Counties.</p>
ALL NWP With PCN	General Condition # 13 Notification (Form of Notification)	For the Commonwealth of Puerto Rico, all Pre-Construction Notifications (PCN) shall be made using the Puerto Rico Joint Permit Application Form (JPA) and procedures. The JPA form must clearly indicate that this application is a PCN.

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<sup>1</sup> Puerto Rico: Culebra Island; the coastal zone of La Parguera from Punta Jorobado for a distance of approximately twenty kilometers west to Cabo Rojo; Cartagena Lagoon; Tortuguero Lagoons; Mona Island; Forest Reserve Area at Piñones and Torrecilla; Las Cabezas; El Yunque; Jobos Bay; Mar Negro; Río Mameyes; Las Cucharillas Marsh; Caño Tiburones; Río Herrera/Miñi-Miñi/Mediania area; entire Municipality of Cabo Rojo; Caño Boquillas west of PR-2; Cayures Marsh in Aguada and its contiguous wetlands; the basin wetlands of Bajuras at Isabela, Camuy, and Carrizales in Arecibo; Prieta wetlands at Vega Alta; San Pedro wetlands in Dorado and Toa Alta; Cienaga Baja in Río Grande; wetlands associated with Herrera and Espiritu Santo Rivers; coastal wetlands of Santa Isabel; and all Commonwealth designated Natural Reserve areas. Also excluded are areas along Martin Pena Channel and associated wetlands; Pinones State Forest wetlands; Torrecilla Alta Pterocarpus Forest - Loiza; El Faro (Cabezas de San Juan) - Fajardo; wetlands in the Guanica State Forest; Humacao Swamp and Pterocarpus Forest; Caja de Muertos - Ponce, Jobos Bay - Salinas, Mar Negro - Salinas, Boqueron State Forest - Cabo Rojo; Dorado Pterocarpus Forest; Vieques Bioluminescent Bay; Laguna Tortuguero; Caño Tiburones; Espinar Swamp (Aguada-Aguadilla); Laguna Joyuda mangroves - Cabo Rojo; Pandura and Guardarraya Special Planning Area; and ceiba State Forest.

<sup>2</sup> U.S. Virgin Islands: St. Croix Annally, Green Cay, Isaac Bay, Cramer's Park and East Point, Sandy Point, Salt River, Teague Bay Reef, Vagthus Point, Altonna Lagoon; St. John -- All Cays, Lagoon Point Newfound Bay, Chocolate Hole, Fish Bay; and St. Thomas -- Botany Bay and Sandy Bay, Coki Cliffs, Mangrove Lagoon (in its entirety), Bovoni wetland area; All cays, Magens Bay, Mandahl Bay, Neltjeberg Bay and Stumpy Bay.

<sup>3</sup> In accordance with General Condition No. 25, designated critical resource waters in Florida are:

- (a) Wetlands and other surface waters in Outstanding Florida Waters (OFW) (as listed in Rule 62-302.400 of the Florida Administrative Code, or aquatic preserves as defined in Chapter 258 of the Florida Statutes).
- (b) Wetlands and other surface waters in National Parks, National Wildlife Refuges, National Preserves, and National Marine Sanctuaries and National Park Service Units, State parks and green lines around State parks, and the Marjorie Harris Carr Cross Florida Greenway State Recreation and Conservation Area.
- (c) Wetlands and other surface waters in the Florida Keys.
- (d) Wetlands and other surface waters in active designated State of Florida Areas of Critical State Concern, including the Green Swamp, and the Big Cypress Swamp, and surface waters of the state (as defined in rule 62-312.030, F.A.C.) in the City of Apalachicola.

*Note:* In the panhandle of Florida ONLY (within the geographical limits of the Northwest Florida Water Management District—generally from mid-Jefferson County westward), surface waters of the state are limited by rule 62-312.030, F.A.C., to those waters listed below, including excavated waterbodies which connect directly or via an excavated waterbody or series of excavated water bodies to the following waters:

- Gulf of Mexico to the seaward limit of the state's territorial boundaries;
- bays, bayous, sounds, estuaries, lagoons and natural channels and natural tributaries thereto;
- rivers, streams and natural tributaries thereto, excluding those intermittent streams, tributaries or portions thereof (see rule 62-312.030(2)(d), F.A.C.);
- natural lakes, except::
  - those where one person, other than the state, owns the entire lake to its landward extent;
  - those that become dry each year and are without standing water; or
  - those of no more than 10 acres in landward extent with a maximum average depth of 2 feet or less throughout the year; and
  - waters within mosquito control impoundments constructed as part of a governmental mosquito control program (see rule 62-312.030(2)(g), F.A.C.).